

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

PERLA VEGA, et al.,

Plaintiffs,

v.

PAUL G. ROBINSON, et al.,

Defendants

No. C-07-2263 MMC

**ORDER GRANTING MOTION FOR
LEAVE TO FILE SECOND AMENDED
CROSS-COMPLAINT AND TO REMAND
ACTION TO STATE COURT; VACATING
HEARING**

(Docket No. 8)

PAUL G. ROBINSON, et al.,

Cross-Complainants,

v.

KEVIN NORD, et al.,

Cross-Defendants

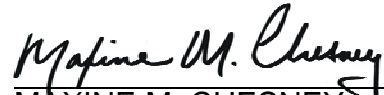
Before the Court is the motion filed May 11, 2007 by cross-complainants Paul G. Robinson, Dianne Evans, and Open Health LLC, by which motion cross-complainants (1) seek leave to amend their cross-complaint to delete all federal claims, and (2) move to remand the instant action to state court. Cross-defendants City of Pittsburg and K.C. Kampton have filed joint opposition to the motion; cross-complainants have filed a reply. Having reviewed the papers filed in support of and in opposition to the motion, the Court finds the matter appropriate for decision without oral argument, see Civil L.R. 7-1(b), and

1 hereby VACATES the June 22, 2007 hearing.

2 For the reasons set forth by cross-complainants, the motion is hereby GRANTED,
3 the Second Amended Cross-Complaint (previously submitted as Exhibit A to the
4 Declaration of Daniella R. Simon) shall be FILED by the Clerk, and the above-titled action
5 is hereby REMANDED to the California Superior Court for the County of Contra Costa.

6 **IT IS SO ORDERED.**

7 Dated: June 7, 2007


MAXINE M. CHESNEY
United States District Judge